



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

230 SOUTH DEARBORN ST.

CHICAGO, ILLINOIS 60604

JUL 14 1987

REPLY TO THE ATTENTION OF:

5HE-12

Certified Mail

Return Receipt Requested

J.P. SINGLETON, PRES.  
PREMIER RUBBER COMPANY  
P.O. BOX 218  
DAYTON OH 45401

Re: Sanitary Landfill Company (IWD) Site  
1855 Cardington Road, Montgomery County, Moraine, Ohio

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) has documented the releases or threatened releases of hazardous substances, pollutants and contaminants at the above referenced Site, and is planning to spend public funds to control and investigate these releases. This action will be taken by U.S. EPA pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9601 et seq., (CERCLA) as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, stat. 1613 (1986)(SARA), unless U.S. EPA determines that such action will be done properly by a responsible party. Responsible parties under CERCLA include the current and former owners or operators, and persons who generated the hazardous substances or were involved in transport, treatment, or disposal of them at the Site. Under Section 107(a) of CERCLA, where the Agency uses public funds to achieve the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the site, including investigation, planning and enforcement.

The U.S. EPA is currently planning to conduct the following studies at the above site:

1. Remedial Investigation to define the nature and extent of soil, air, surface water, and groundwater contamination at and from the Site, and to identify the local hydrogeological characteristics, and
2. Feasibility Studies to evaluate possible remedial actions to remove or contain hazardous substances, pollutants, and contaminants at the Site.

U.S. EPA has received information that your company may have generated or transported hazardous substances that were disposed at the Site. Pursuant to Section 122(e) of CERCLA, the Agency is entering into negotiations for a Potentially Responsible Party (PRP) funded Remedial Investigation/Feasibility Study (RI/FS). A moratorium has been established for RI/FS negotiations concerning the above referenced Site under Section 122(e) of CERCLA. A "good faith" offer from the PRPs to perform a RI/FS study must be received by U.S. EPA by August 25, 1987. An offer of "good faith" triggers another thirty (30) day deadline, which occurs September 24, 1987, by which time a Consent Order must be signed by the PRPs. A meeting has been held with an initial group of PRPs and a steering committee has been formed. If you are interested in joining this committee, contact Mr. C. Miles Schmidt Jr., Vice President, Danis Industries, at (513) 228-1225. Questions concerning the moratorium and upcoming meetings may be directed to Mr. Ken Tindall, U.S. EPA, Waste Management Division, at (312) 886-9885.

U.S. EPA would like to encourage "good faith" negotiations between you and the Agency and among you and other parties potentially responsible for the Site. Toward that end, we are enclosing a list of all parties which have been identified with the above referenced site and who have been sent information requests pursuant to Section 104 of CERCLA.

In addition, U.S. EPA is seeking to obtain certain other information from you pursuant to its authority under Section 104 of CERCLA, 42 U.S.C. § 9604, and Section 3007 of the Resource Conservation and Recovery Act (RCRA), as amended, 42 U.S.C. § 9604, for the purpose of enforcing CERCLA and RCRA and to assist in determining the need for response to a release of hazardous substance(s) under CERCLA. The Administrator of the U.S. EPA has the authority to require any person who generates, stores, treats, transports, disposes, arranges for the disposal of, or otherwise handles hazardous wastes and hazardous substances, as those terms are defined in Section 1004(5) of RCRA, 42 U.S.C. § 6903(5) and Section 101(14) of CERCLA, 42 U.S.C. § 9601(14), to furnish the U.S. EPA with information related to such activities. Pursuant to these statutory provisions, you are hereby requested to submit the following information concerning the Sanitary Landfill Company (IWD) Site on Cardington Road in Montgomery County, Ohio.

1. Copies of all shipping documents or other business documents relating to the transportation, storage and/or disposal of waste materials or substances at the above referenced site.
2. A detailed description of the generic common and/or trade name and the chemical composition and character (i.e. liquid, solid, sludge) of the waste material offered by you and/or transported by you to the above referenced Site.
3. For each hazardous substance above, please give the total volume, in gallons for liquids and in cubic meters for solids, for which you arranged for disposal and list when those substances were transported to the above referenced Site.

4. What arrangements were made to transport the hazardous substances which were taken to the above referenced Site? What type of transportation was used (i.e. tankers, dump trucks, drums?)
5. Who were the generators of hazardous substances you transported, what were their previous addresses, and what are their current addresses?
6. Copies of all records, including analytical results, and material safety data sheets, which indicate the identity, amounts and chemical composition and/or chemical character of the waste material(s) transported to, stored or disposed of at the above referenced site or offered for transportation to, storage or disposal at the Site.
7. A list description of all liability insurance coverage that is and was carried by you including any self insurance provisions, that relates to hazardous substances and/or the above referenced site and copies of all of these insurance policies.
8. For each hazardous substance please give the location at which it was disposed on the Site. Please include a map of the Site with disposal locations on it.

To assist you in answering this request, the information sought pertains to any and all information in your possession, custody or control relating to the operation of the above referenced site and to the transportation, storage, and/or disposal of hazardous substances or the generation of hazardous substances which were ultimately disposed of or offered for disposal at the Site. The relevant time period for this request is from 1965 through the present.

For purposes of this information request, "shipping documents" shall mean all contracts, agreements, purchase orders, requisitions, pick-up or delivery tickets, customs forms, freight bills, shipping memoranda, order forms, weight tickets, work orders, bills and any other similar documents that evidence discrete transactions involving shipment, or the arrangement for shipment, of waste materials to, through, or from, the above referenced Site. "Waste materials" shall mean hazardous substances, solid wastes and hazardous wastes, and other materials which may or may not contain pollutants or contaminants, and shall include reclaimed and off-specification materials of any kind.

This request is directed to your company, its officers, directors, and employees, and its subsidiaries, divisions, facilities and their officers, directors, and employees. The information sought herein must be sent to U.S. EPA within thirty (30) calendar days of your receipt of this letter. Failure to comply with this request may result in a civil enforcement action against you by U.S. EPA under Section 3008 of RCRA, 42 U.S.C. §6928 and Section 104 of CERCLA, as amended. The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may request however, that any such information be handled as confidential business information. A request for confidential treatment must be made when the information

is provided, since any information not so identified will not be accorded this protection by the U.S. EPA. Information claimed as confidential will be handled in accordance with the provisions of 40 C.F.R. Part 2.

The written statements submitted pursuant to this request must be notarized and submitted under an authorized signature certifying that all information contained therein is true and accurate to the best of the signatory's knowledge and belief. Moreover, any documents submitted to U.S. EPA pursuant to this information request should be certified as true and authentic to the best of the signatory's knowledge and belief. Should the signatory find, at any time after the submittal of the requested information, that any portion of the submitted information is false, the signatory should so notify U.S. EPA. If any answer certified as true should be found to be untrue, the signatory can and may be prosecuted pursuant to 18 U.S.C. § 1001.

Your reply to this request for information under Section 104 of CERCLA and Section 3007 of RCRA should be sent to:

Ms. Ruth Mancos  
U.S. EPA - Region V  
CERCLA Enforcement Section (5HE-12)  
230 South Dearborn Street  
Chicago, Illinois 60604

If you need further information regarding our information request, you may contact Mr. Ken Tindall of our Hazardous Waste Enforcement Branch at (312) 886-9895, or if you have any legal questions, contact Ms. Deborah Garber, Assistant Regional Counsel at (312) 886-6610.

Due to the nature of the problem at this site and the attendant legal ramifications, U.S. EPA strongly encourages you to submit a written response within the time frame specified herein. We hope that you will give this matter your immediate attention.

Sincerely yours,

  
Basil G. Constantelos, Director  
Waste Management Division

Enclosure

## INFORMATION REQUEST RECIPIENTS

Amole  
2425 W. Dorothy Lane  
Dayton, OH 45439

Plant Manager  
Appleton Papers, Inc.  
1030 West Alexandersville - Bellbrook  
West Carrollton, OH 45449

Bonanno Wine  
2500 Newmark Drive  
Dayton, OH 45342

Cargill  
3201 Needmore  
Dayton, OH 45414

Chemtrol Adhesives (Presto Adhesives)  
180 Lena Avenue  
Aurora, OH 44202

City of Centerville  
Pollution Control Div.  
100 W. Spring Valley Road  
Centerville, OH 45459

City of Dayton  
Pollution Control Div.  
101 W. 3rd Street  
Dayton, OH 45402

City of Fairborn  
Pollution Control Div.  
44 W. Hebble  
Fairborn, OH 45324

City of Farmersville  
Pollution Control Div.  
115 E. Walnut  
Farmersville, OH 45325

City of Miamisburg  
Pollution Control Div.  
10 N. 1st Street  
Miamisburg, OH 45342

City of Moraine  
Pollution Control Div.  
4200 Dryden Road  
Moraine, OH 45439

City of New Lebanon  
Pollution Control Div.  
198 S. Clayton  
New Lebanon, OH 45345

City of Oakwood  
Pollution Control Div.  
30 Park  
Oakwood, OH 45873

City of Springboro  
Pollution Control Div.  
801 Plum Street  
Springboro, OH 45066

City of Tipp City  
Pollution Control Div.  
3 E. Main Street  
Tipp City, OH 45371

City of Union  
Pollution Control Div.  
118 N. Main  
Union, OH 45322

City of West Carrollton  
Pollution Control Div.  
300 E. Central Ave.  
West Carrollton, OH 45449

City of West Milton  
Pollution Control Div.  
701 S. Miami  
West Milton, OH 45383

(CONT.)

Clark Oil Company  
300 S. West End Ave.  
Dayton, OH 45419

Harrison Radiator (General Motors)  
200 Upper Mountain Road  
Lockport, N.Y. 14094  
ATTN: Legal Staff

DAP  
c/o Beecham Home Improvements  
855 N. 3rd Street  
Tipp City, OH 45371

Hewitt Soap  
333 Linden Ave.  
Dayton, OH 45403

Dayton Casting  
c/o Dayton - Walther Corp.  
2800 E. River Road  
Dayton, OH 45439

Leland Electrosystems  
740 E. National  
Dayton, OH 45414

Dayton Steel  
c/o Dayton - Walther Corp.  
2800 E. River Road  
Dayton, OH 45439

Lotz Furniture & Fixtures  
607 E. 3rd Street  
Dayton, OH 45402

Dayton Power & Light  
Courthouse Plaza S.W.  
Dayton, OH 45401

Mazer Corporation  
2445 Neff Ave.  
Dayton, OH 45414

Elder - Beerman  
3155 Elbee Road  
Dayton, OH 45439

Miami Paper Co.  
S. Smith Street  
W. Carrollton, OH 45449

Frecker Plumbing  
126 S. Findley Street  
Dayton, OH 45403

Willie B. Hogeman, Pres.  
Monsanto Research Corp.  
1515 Nicholas Road  
Dayton, OH 45418

Ike Beediwala  
TRW Motor Division  
2275 Stanley Ave.  
Dayton, OH 45404

Montgomery County Public Health Dept.  
451 W. 3rd Street  
Dayton, OH 45402

Groby's Garden  
1267 E. Central  
Miamisburg, OH 45342

North Dayton Garden Center  
1309 Brandt Pike  
Dayton, OH 45404

(CONT.)

Ohio Bell  
45 Erieview  
Cleveland, OH 44114

Ohio Department of Transportation  
10100 Broadway  
Cleveland, OH 44125

Pantorium Cleaners  
6518 Brandt Pike  
Dayton, OH 45424

Premier Corp.  
c/o Kinro, Inc.  
3540 Vance Road  
Dayton, OH 45418

J.P. Singleton, Pres.  
Premier Rubber Company  
P.O. Box 218  
Dayton, OH 45401

Proctor & Gamble  
P.O. Box 599  
Cincinnati, OH 45201  
ATTN: Environmental Engineering Group

Reynolds & Reynolds  
800 Germantown Street  
Dayton, OH 45407

Specialty Papers  
1 Specialty Place  
Dayton, OH 45408

Standard Register Company  
626 Albany Street  
Dayton, OH 45408

Kenny Lawson  
2445 One Ave.  
Dayton, OH 45414

Fred Besch, Pres.  
Quality Beers Distributors, Inc.  
29 Wayne Avenue  
Dayton, OH 45402

Systems Research Lab  
2800 Indian Riple Road  
Beaver Creek, OH 45440

United Color Press  
240 W. 5th Street  
Dayton, OH 45402

West Carrollton Parchment  
E. Central & S. Elm  
Dayton, OH 45449

White - Allen Chevrolet  
442 N. Main Street  
Dayton, OH 45459

Capitol Waste  
A.J. Caperra, Registered Agent  
401 Washington St.  
Dayton, OH 45402

Dempsey Trucking  
c/o Edward J. Dempsey  
1664 Sauver Ave.  
Dayton, OH 45410

Sanitary Refuse Collection  
1010 Ottawa Street  
Dayton, OH 45402

Davis Fields  
811 Louis  
Miamisburg, OH 45342

Frank Dorsey  
101 Gordon Ave.  
Dayton, OH 45407

(CONT.)

Gerald W. Westerheck  
Director, Environmental Management Office  
2750th ABW/EM  
Wright Patterson Air Force Base  
Dayton, OH 45433

Commander  
U.S. Defense Electronic Supply Center  
1507 Wilmington Pike  
Dayton, OH 45444

Koegler Refuse  
4084 Industrial Lane  
Beavercreek, OH 45430



(CONT.)

Blaylock Trucking Co., Inc.  
2250 Sandridge Drive  
Dayton, Ohio 45401

Danis B G Company Division  
1518 East First Street  
Dayton, Ohio 45403

Dayton Tire & Rubber Company  
c/o Firestone Tire & Rubber Company  
1200 Firestone Parkway  
Akron, Ohio 44317

Delco Moraine Division  
General Motors Corporation  
1420 Wisconsin Boulevard  
Dayton, Ohio 45439

Frigidaire Company  
c/o Leonard F. Charla, Senior Counsel  
General Motors Corporation Legal Staff  
New Center One Building  
3031 West Grand Boulevard  
P.O. Box 33122  
Detroit, Michigan 48232

Industrial Waste Disposal Company  
3975 Wagoner Ford Road  
Dayton, Ohio 45414

Inland Division  
General Motors Corporation  
2701 Home Avenue  
Dayton, Ohio 45439

National Cash Register Co.  
1700 South Patterson Road  
Dayton, Ohio 45439

Sanitary Landfill Company  
3975 Wagoner Ford Road  
Dayton, Ohio 45414

Paul B. Snyder, Lee E. Snyder, and  
Robert B. Snyder  
P.O. Box 485  
Wright Bros. Br.  
Dayton, Ohio 54509

Systech Corporation  
245 North Valley Road  
Xenia, Ohio 45385

Tremont Landfill Company  
3108 Snyder Domer Road  
Tremont City, Ohio 45372

Waste Management, Inc.  
c/o Industrial Waste Disposal Company  
3975 Wagoner Ford Road  
Dayton, Ohio 45414

Tricil Environmental Services  
Talbot Towers, Suite 510  
131 North Ludlow St.  
Dayton, Ohio 45402